

IC 27-13-25

Chapter 25. Rehabilitation or Liquidation of Health Maintenance Organizations

IC 27-13-25-1

Rehabilitation or liquidation as an insurance company; applicability of IC 27-9

Sec. 1. The rehabilitation or liquidation of a health maintenance organization:

- (1) shall be considered to be the rehabilitation or liquidation of an insurance company; and
- (2) shall be conducted under IC 27-9.

As added by P.L.26-1994, SEC.25.

IC 27-13-25-2

Appointment of commissioner as rehabilitator or liquidator; grounds

Sec. 2. The commissioner may apply for an order appointing the commissioner as rehabilitator or liquidator to rehabilitate or liquidate a health maintenance organization:

- (1) upon at least one (1) of the grounds set forth in IC 27-9-3-1 or IC 27-9-3-6; or
- (2) when, in the commissioner's opinion, the continued operation of the health maintenance organization would be hazardous to the enrollees of the organization or the people of Indiana.

As added by P.L.26-1994, SEC.25.

IC 27-13-25-3

Claims against health maintenance organization

Sec. 3. (a) In the liquidation of a health maintenance organization, the claims against the health maintenance organization by enrollees, beneficiaries, and providers qualify as class 3 claims under IC 27-9-3-40(3).

(b) If an enrollee is liable to a provider for services provided under and covered by a health maintenance organization, that liability has the status of an enrollee claim in the liquidation of a health maintenance organization. If the health maintenance organization in liquidation pays the provider the amount of a claim under this subsection, then the claim of the enrollee is extinguished.

As added by P.L.26-1994, SEC.25.